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3731

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Elchanan Bruckheimer

Serial No.: 10/069,618

Filed: June 3, 2002

For: Intravascular Device and Method
Using It

Examiner: Sarah K. Webb

Commissioner for Patents
P.O. Box 1450, Alexandria
Virginia, 22313-1450

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Group Art Unit: 3731

Attorney  
Docket: 1934/13

## RESPONSE

Sir:

This is in response to the United States Patent and Trademark Office Action mailed December 12, 2005, which response is being filed on or before January 12, 2006, and for which no extension fees are due. No amendments are made to the application at this time.

A response to the Examiner's election requirement follows.

Election

The Examiner has indicated that the application contains claims directed to the following patentably distinct species of the claimed invention:

|           |                 |
|-----------|-----------------|
| Species A | Figs. 1-3B      |
| Species B | Figs. 4 and 5   |
| Species C | Figs. 7A and 7B |
| Species D | Figs. 8A and 8B |
| Species E | Figs. 9A-9E     |


The Examiner has required election of one of these species for examination purposes.

In response, the Applicant hereby elects under traverse Species E, corresponding to Figures 9A-9E.

The Examiner has indicated that independent claim 15 is generic. In addition, the following dependent claims are either generic or read on the elected species: claims 16-19 and 28. In the event that a generic claim is found to be allowable, consideration of the non-elected dependent claims is respectfully requested.

In view of the amendments and remarks submitted earlier, it is respectfully submitted that independent claim 15, and hence also dependent claims 16-28, are in condition for allowance. Prompt notice of allowance is respectfully solicited.

Respectfully submitted,

  
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Mark M. Friedman  
Attorney for Applicant  
Registration No. 33,883

Date: December 22, 2005